

UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEW JERSEY
Caption in Compliance with D.N.J. LBR-9004-1

KML Law Group, P.C.
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Members Mortgage, A Division of Colonial
Savings

In Re:
Marla Hope Morris aka Marla Lengle
Debtor(s)

Case No: 20-14150 MBK
Chapter: 13
Judge: Michael B. Kaplan

NOTICE OF MORTGAGE FORBEARANCE

The undersigned is the Attorney for Creditor CU Members Mortgage, A Division of Colonial Savings in this matter. On or about 05/18/2020, the Creditor was advised that the Debtor(s)' mortgage loan ending in 2599 ("subject mortgage loan"), secured by real property described as 16 Jeffery Lane Brick, NJ 08724, has been impacted by COVID-19. Pursuant to State and/or Federal guidelines, a forbearance has been offered, the terms of which are as follows:

1. The parties agree to a forbearance period of 543 days and have elected to not tender mortgage payments to Creditor that would come due on the subject mortgage loan starting 05/06/2020 through 10/31/2021.

2. Debtor(s) will resume mortgage payments beginning 11/01/2021 and

will be required to cure the delinquency created by the forbearance period (“forbearance arrears”).

3. The payment amount currently is \$1677.41.

4. The Creditor, at this time, does not waive any rights to collect the payments that come due during the forbearance period or any payments that were due and owing prior to the forbearance period. Creditor does not waive its rights under the terms of the note and mortgage or under other applicable non-bankruptcy laws and regulations, including, but not limited to, RESPA, and the right to collect on any post-petition escrow shortage.

5. The Creditor does not waive its rights to seek relief from the automatic stay for reasons other than non-payment of the mortgage, including, but not limited to, a lapse in insurance coverage or payment of property taxes.

6. The Debtor(s) do not waive any rights upon expiration of the forbearance period. Prior to the expiration of the forbearance period, however, the Debtor(s) must take the following affirmative steps to address the status of the subject mortgage loan including, but not limited to: (a) bringing the account post-petition current; (b) requesting extension of the forbearance period; (c) applying for loss mitigation; and/or (d) amending the Chapter 13 Plan.

7. Any objection to this Notice must be filed and served not later than 14 days after the filing of the Notice. The Court may conduct a hearing on the objection.

This Notice is intended to disclose a temporary forbearance of the Debtor(s)’ obligation to remit post-petition payments for the forbearance period. Nothing within this Notice should be construed to alter any rights, duties, or deadlines that are not related to the remittance of post-petition mortgage payments.

Date: 09/14/2021

Respectfully Submitted,

/s/ Denise Carlon Esquire
Denise Carlon Esquire
Counsel for Creditor